



09/13/00

# UTILITY PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. §1.53(b)

3/A

ASSISTANT COMMISSIONER FOR PATENTS

Box PATENT APPLICATION

Washington D.C. 20231

Case Docket No.: UIOWA-8P4D1

Sir:

Transmitted herewith for filing is the patent application of

INVENTOR OR APPLICATION IDENTIFIER: Matthew A. Howard, III

FOR: STEREOTACTIC HYPOTHALAMIC OBESITY PROBE

Enclosed are:

1. ☒ 139 pages of specification, claims, abstract
2. ☒ 46 sheets of FORMAL drawings.
3. ☒ 2 pages of Declaration & Power of Attorney (copy from a prior application).  
☒ Incorporation By Reference-The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.  
☒ This is a ☐ Continuation or ☒ Divisional of prior application No. 08/884,654, filed on June 27, 1997, entitled **STEREOTACTIC HYPOTHALAMIC OBESITY PROBE**
4. ☐ An Information Disclosure Statement and PTO 1449 Form are submitted herewith.
5. ☒ Cancel claims 1-7, 16-21, 24-34 and 39.
6. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 5 above:

For	No. Filed		No. Extra	Rate	Fee
Total Claims	14	- 20	0	X \$18.00	0.00
Indep. Claims	4	- 3	1	X \$78.00	\$39.00
Multiple Dependent Claims (If applicable) add \$260.					
BASIC FEE					\$345.00
TOTAL FILING FEE					\$384.00

7. ☐ Preliminary Amendment is enclosed.
- 8a. ☐ Enclosed is a Small Entity Statement.
- 8b. ☒ A Small Entity Statement was filed in prior application and such status is still proper and desired.
- 9a. ☒ A check in the amount of \$384.00 (Check # 9372) is attached.
- 9b. ☐ Please charge my Deposit Account No. 16-0607 in the amount of \$\_. A duplicate copy of this sheet is enclosed.
- 9c. ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0607. A duplicate copy is enclosed.
- ☐ Any additional filing fees required under 37 C.F.R. 1.16.
- 10a. ☒ The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application No. 08/884,654 or credit any overpayment to Deposit Account No. 16-0607.
- 10b. ☒ Authorization under 37 C.F.R. §1.136(a)(3).

jc658 U.S. PTO  
09/661153  
09/13/00

11a. [ ] Amend the specification by inserting before the first line the sentence:

--This application is a Continuation of Application No. filed.--

11b. [ ] Amend the specification by inserting before the first line the sentence:

*NE* --This application is a Divisional of Application No. 08/884,654 filed June 27, 1997--

12. [ ] Priority of Application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_, in \_\_\_\_\_ is claimed under 35 U.S.C. 119. The certified priority document(s) were filed in Serial No. \_\_\_\_\_ on \_\_\_\_\_.

13. [X] The prior application is assigned of record to The University of Iowa Research Foundation at Reel 8910, Frame 0042

14. [X] The power of attorney in the prior application is to:

FLESHNER & KIM, LLP

15. [X] Two (2) return postcards.

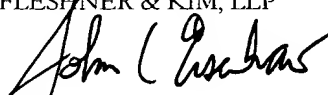
[X] Stamp & Return with Courier.

[X] Prepaid Postcard-Stamped Filing Date & Returned with Unofficial Serial Number.

16. [ ] Also enclosed:

17. [ ] A petition, fee and response has been filed to extend the term in the pending prior application until \_\_\_\_\_.

Respectfully submitted,  
FLESHNER & KIM, LLP



Mark L. Fleshner  
Registration No. 34,596  
John C. Eisenhart  
Registration No. 38,128

Correspondence Address Below:

P.O. Box 221200  
Chantilly, VA 20153-1200  
(703) 502-9440 JCE/jgm  
Date: September 13, 2000